

Stephen R. Sady
Chief Deputy Federal Public Defender
steve_sady@fd.org
Steven T. Wax
Federal Public Defender
steve_wax@fd.org
Ruben L. Iniguez
Assistant Federal Public Defender
ruben_iniguez@fd.org
101 S.W. Main Street, Suite 1700
Portland, Oregon 97204
503-326-2123 Telephone
503-326-5524 Facsimile

Attorneys for Defendant

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON
PORTLAND DIVISION**

UNITED STATES OF AMERICA,

No. CR 10-475-KI

Plaintiff,

v.

MOHAMED OSMAN MOHAMUD,

Defendant.

**UNOPPOSED MOTION TO FILE
STATEMENT ON THEORY OF
DEFENSE IN SUPPORT OF
DISCOVERY MOTIONS AND ACCESS
TO CLASSIFIED MATERIAL UNDER
SEAL AND EX PARTE**

The defendant, through his attorney, Stephen R. Sady, respectfully moves this Court for an order that the defense's statement on theory of defense in support of discovery motions and access

to classified material be filed under seal and *ex parte* in order to preserve Fifth and Sixth Amendment rights. The government, through Assistant United States Attorney Ethan Knight, does not oppose this procedure.

Dated this 6th day of May, 2011.

/s/ Stephen R. Sady

Stephen R. Sady
Chief Deputy Federal Public Defender

/s/ Steven T. Wax

Steven T. Wax
Federal Public Defender

/s/ Ruben Iñiguez

Ruben Iñiguez
Assistant Federal Public Defender